

I hereby certify that this correspondence is being deposited with the U.S. Postal Service as Express Mail, Airbill No. EV 272143239 US, in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on the date shown below.

Dated: 12/29/03 Signature: Tami M. Procopio
(Tami Procopio)

Docket No.: 532572000104
(PATENT)

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application of:
Casey D. MORROW et al.

Application No.: 09/756,551

Filed: January 8, 2001

Art Unit: 1632

For: ENCAPSIDATED RECOMBINANT VIRAL
NUCLEIC ACID AND METHODS OF
MAKING AND USING SAME

Examiner: J. Voitach

STATEMENT UNDER 37 C.F.R. 1.825(a) and 1.825(b)

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

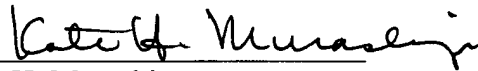
Dear Sir:

The submission of the substitute Sequence Listing filed concurrently herewith does not include new matter.

The copy of the substitute Sequence Listing in computer readable form filed concurrently herewith is the same as the paper copy of the substitute Sequence Listing filed concurrently herewith.

Dated: December 29, 2003

Respectfully submitted,

By 

Kate H. Murashige

Registration No.: 29,959

Morrison & Foerster LLP

3811 Valley Centre Drive, Suite 500

San Diego, California 92130

(858) 720-5112